COMMISSION DECISION

of 14 January 1975

concerning the transportation of one lot of butteroil intended for use as food aid

(Only the French text is authentic)

(75/60/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation (EEC) No 804/68 [1] of 27 June 1968 on the common organization of the market in milk and milk products, as last amended by Regulation (EEC) No 662/74 [2], and in particular Article 6 (7) and Article 28 thereof;

Whereas Commission Regulation (EEC) No 2558/74 [3] of 4 October 1974 concerning an invitation to tender for the supply of butteroil as food aid to Afghanistan, India and Lebanon provides, *inter alia*, for the supply of a lot F comprising 500 metric tons of butteroil for India, for the manufacture of which butter was made available by the French intervention agency; whereas under Article 1 (2) of that Regulation the lot was to be delivered to a Community port accessible to ocean-going vessels; whereas in delivering the lot in question to the port of Bordeaux the successful tenderer fulfilled his obligations;

Whereas, in view of the serious difficulties encountered by the recipient country in attempting to charter a vessel calling at Bordeaux and of the fact that a delivery of skimmed-milk powder which is also intended for India is shortly to be shipped from Brest, the lot of butteroil should be transported to Brest;

Whereas, since loading will be taking place in Brest very soon, a private contract should be negotiated, as provided for in Article 2 of Council Regulation (EEC) No 530/74 [4] of 4 March 1974 laying down general rules for the supply of milk fats as food aid to certain developing countries and certain international organizations, for transportation of the lot of butteroil in question from Bordeaux to Brest;

Whereas, so that the operation can be brought to a satisfactory conclusion, the French intervention agency must inform the Commission of the expenditure incurred;

Whereas the measures provided for in this Decision are in accordance with the Opinion of the Management Committee for Milk and Milk Products,

HAS ADOPTED THIS DECISION:

Article 1

1. Lot F comprising 500 metric tons of butteroil, referred to in Article 1 (1) of Regulation (EEC) No 2558/74, shall be transported from the port of Bordeaux to the port of Brest.

2. The butteroil shall, not later than 20 January 1975, be delivered to the port of Brest at a point easily accessible to the vessel being a point designated by the recipient country or its agent.

Article 2

The French intervention agency shall establish by means of a private contract concluded on the best terms possible, account being taken of the means of transport available, the cost of transporting the butteroil from its present location in the port of Bordeaux to the point in the port of Brest designated by the recipient country or its agent.

Article 3

The intervention agency shall send a copy of the private contract or contracts concluded to the Commission forthwith.

Article 4

This Decision is addressed to the French Republic.

Done at Brussels, 14 January 1975.

For the Commission

The President

François-Xavier ORTOLI

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(1) OJ No L 148, 28. 6. 1968, p. 13.
(2) OJ No L 85, 29. 3. 1974, p. 51.
(3) OJ No L 274, 9. 10. 1974, p. 10.
(4) OJ No L 65, 7. 3. 1974, p. 1.